

BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Stipulated Settlement and  
Disciplinary Order Against:

**ALEX WILLIAMS**  
**1010 Pacific Ave, Apt. 610**  
**Santa Cruz, CA 95060**

Registered Nurse License No. **524009**

Respondent

Case No. 2012-344

OAH No. 2011120971

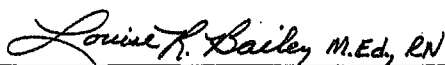
**STIPULATED SURRENDER  
OF LICENSE AND ORDER**

**DECISION AND ORDER**

The attached Stipulated Surrender of License and Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

IT IS SO ORDERED **October 26, 2012.**

This Decision shall become effective on **October 26, 2012.**

  
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Louise R. Bailey, M.ED., R.N. Executive Officer  
FOR THE BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS

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BOARD OF REGISTERED NURSING  
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In the Matter of the Stipulated Settlement and  
Disciplinary Order Against:

ALEX WILLIAMS  
1010 Pacific Ave, Apt 610  
Santa Cruz, CA 95060

Registered Nurse License No. 524009

Respondent.

Case No. 2012-344  
OAH No. 2011120971

**STIPULATED SURRENDER OF  
LICENSE AND ORDER**

IT IS HEREBY STIPULATED AND AGREED by and between the parties that  
the following matters are true:

**PARTIES**

1. Louise R. Bailey, M.Ed., R.N. (Complainant) is the Executive Officer of  
the Board of Registered Nursing, who brought this action solely in her official capacity.

2. Alex Williams is representing himself in this proceeding and has chosen  
not to exercise his right to be represented by counsel.

3. On or about July 23, 1996, the Board issued Registered Nurse License  
No. 524009 to Alex Williams. The Registered Nurse License was in full force and effect at all  
times relevant to the charges brought in Accusation No. 2012-344, and will expire on September  
30, 2013, unless renewed.

**JURISDICTION**

4. On August 24, 2012, the Board of Registered Nursing adopted Stipulated  
Settlement and Disciplinary Order No. 2012-344, which became effective on September 21,  
2012. The Stipulated Settlement and Disciplinary Order require, inter alia, the respondent to  
serve a 3-year probation term that includes Probation Conditions # 1-20. The Stipulated  
Settlement and Disciplinary Order is attached as exhibit A and incorporated herein by reference.

5. At all times after the effective date of Respondent's probation, Condition  
13 states,

1                   **“License Surrender.** During Respondent’s term of probation, if she  
2                   ceases practicing due to retirement, health reasons or is otherwise  
3                   unable to satisfy the conditions of probation, Respondent may surrender  
4                   her license to the Board. The Board reserves the right to evaluate  
5                   Respondent’s request and to exercise its discretion whether to grant the  
6                   request, or to take any other action deemed appropriate and reasonable  
7                   under the circumstances, without further hearing. Upon formal  
8                   acceptance of the tendered license and wall certificate, Respondent will  
9                   no longer be subject to the conditions of probation.

10                  Surrender of Respondent’s license shall be considered a disciplinary action and  
11                  shall become a part of Respondent’s license history with the Board. A registered  
12                  nurse whose license has been surrendered may petition the Board for reinstatement  
13                  no sooner than the following minimum periods from the effective date of the  
14                  disciplinary decision:

- 15                  (1)       Two years for reinstatement of a license that was surrendered for any reason other  
16                  than a mental or physical illness; or  
17                  (2)       One year for a license surrendered for a mental or physical illness.”

18                                   ADVISEMENT AND WAIVERS

19                  6       Respondent has carefully read and understands Stipulated Settlement  
20                  and Disciplinary Order No. 2012-344, Respondent has carefully read, and understands the  
21                  effects of this Stipulated Surrender of License and Order and understands that this Stipulated  
22                  Surrender, if accepted by the Board, is considered as formal discipline of her license.

23                  7.       Respondent understands that by signing this stipulation he enables  
24                  the Board to accept the surrender of his Registered Nurse License without further process.

25                                   CONTINGENCY

26                  8.       This stipulation shall be subject to approval by the Board of Registered  
27                  Nursing. The Respondent understands and agrees that by signing this Stipulated Surrender of  
28                  License and Order, he may not withdraw his agreement or seek to rescind the stipulation prior to

1 the date it becomes effective. If the Board declines to accept this stipulation as its Decision and  
2 Order, the Stipulated Surrender of License and Order shall be of no force or effect, except for  
3 this paragraph, it shall be inadmissible in any legal action between the parties, and the Board  
4 shall not be disqualified from further action by having considered this matter.

5 9. This Stipulated Surrender of License and Order is intended by the parties to  
6 be an integrated writing representing the complete, final, and exclusive embodiment of their  
7 agreement. It supersedes any and all prior or contemporaneous agreements, understandings,  
8 discussions, negotiations, and commitments (written or oral). This Stipulated Surrender of  
9 License and Order may not be altered, amended, modified, supplemented, or otherwise changed  
10 except by a writing executed by an authorized representative of each of the parties.

11 10. The parties understand and agree that facsimile copies of this Stipulated  
12 Surrender of License and Order, including facsimile signatures thereto, shall have the same  
13 force and effect as the originals.

14 11. In consideration of the foregoing stipulations, the parties agree that the  
15 Board may, without further notice or formal proceeding, issue and enter the following Order:

16 **ORDER**

17 IT IS HEREBY ORDERED that Registered Nurse License No. 524009, issued to  
18 Respondent Alex Williams is surrendered and the surrender is accepted by the Board of  
19 Registered Nursing.

20 12. The surrender of Respondent's Registered Nurse License, and the  
21 acceptance of the surrendered license by the Board, shall constitute the imposition of  
22 discipline against Respondent. This stipulation constitutes a record of the discipline and shall  
23 become a part of Respondent's license history with the Board.

24 13. Respondent shall lose all rights and privileges as a Registered Nurse, as  
25 of the effective date of the Board's Decision and Order.

26 14. Respondent shall cause to be delivered to the Board both his pocket  
27 license and wall certificate, if one was issued, on or before the effective date of the Decision  
28

1 and Order.

2 15. Respondent fully understands and agrees that if he ever files an application for  
3 licensure or a petition for reinstatement in the State of California, the Board shall treat it as a  
4 petition for reinstatement. Respondent must comply with all the laws, regulations and  
5 procedures for reinstatement of a revoked license in effect at the time the petition is filed, and all  
6 of the charges and allegations contained in Accusation No. 2012-344 shall be deemed to be true,  
7 correct and admitted by Respondent when the Board determines whether to grant or deny the  
8 petition.

9 16. Upon reinstatement of the license by the Board, Respondent shall pay to  
10 the Board costs associated with its investigation and enforcement pursuant to Business and  
11 Professions Code section 125.3 in the amount of \$8574.00 which is the amount currently  
12 owed pursuant to Stipulated Settlement and Disciplinary Order No. 2012-344 (Exhibit A). If  
13 the reinstatement of Respondent's license is granted, Respondent shall be permitted to pay  
14 these costs in a payment plan approved by the Board.

15 17. Respondent shall not apply for licensure or petition for reinstatement for  
16 2 year from the effective date of the Board of Registered Nursing's Decision and Order.

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ACCEPTANCE

I have carefully read the Stipulated Surrender of License and Order. I understand the stipulation and the effect it will have on my Registered Nurse License, Nurse Practitioner and Nurse Practitioner Furnishing Certificates. I enter into this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Board of Registered Nursing.

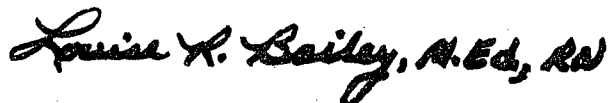
DATED: 10/9/12

  
\_\_\_\_\_  
ALEX WILLIAMS  
Respondent

ENDORSEMENT

The foregoing Stipulated Surrender of License and Order is hereby respectfully accepted by Louise R. Bailey, M.Ed., R.N. (Complainant) is the Executive Officer for the Board of Registered Nursing.

DATED: OCTOBER 26, 2012.

  
\_\_\_\_\_  
Louise R. Bailey, M.Ed., R.N.  
Executive Officer

BOARD OF REGISTERED NURSING

BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

In the Matter of the Accusation Against:

ALEX WILLIAMS  
605 Front Street  
Santa Cruz, CA 95060

Registered Nurse License No. 524009

Respondent

Case No. 2012- 344

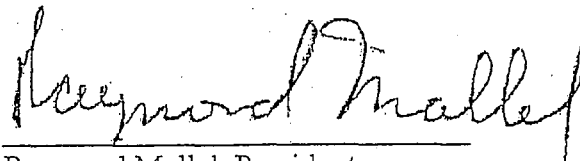
OAH No. 2011120971

**DECISION AND ORDER**

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Board of Registered Nursing, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on September 21, 2012..

IT IS SO ORDERED August 24, 2012.



Raymond Malle, President  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California

1 KAMALA D. HARRIS  
Attorney General of California  
2 FRANK H. PACOE  
Supervising Deputy Attorney General  
3 CHAR SACHSON  
Deputy Attorney General  
4 State Bar No. 161032  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
Telephone: (415) 703-5558  
6 Facsimile: (415) 703-5480  
*Attorneys for Complainant*

7  
8 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. 2012-344

11 **ALEX WILLIAMS**  
12 **605 Front Street**  
13 **Santa Cruz, CA 95060**

OAH No. 2011120971

14 **Registered Nurse License No. 524009**

**STIPULATED SETTLEMENT AND  
DISCIPLINARY ORDER**

15 Respondent.

16 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
17 entitled proceedings that the following matters are true:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN (Complainant) is the Interim Executive Officer of the  
20 Board of Registered Nursing. She brought this action solely in her official capacity and is  
21 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by  
22 Char Sachson, Deputy Attorney General.

23 2. Respondent Alex Williams (Respondent) is represented in this proceeding by attorney  
24 Mark Cohen, whose address is: U.S. Bank Building, 39510 Paseo Padre Parkway, Suite 190,  
25 Fremont, CA 94538-4716.

26 3. On or about July 23, 1996, the Board of Registered Nursing issued Registered Nurse  
27 License No. 524009 to Alex Williams (Respondent). The Registered Nurse License was in full  
28



BEFORE THE  
BOARD OF REGISTERED NURSING  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA

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Registered Nurse License No. 524009

Respondent

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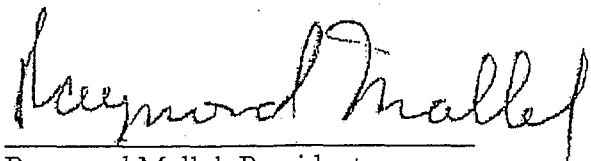
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This Decision shall become effective on September 21, 2012.

IT IS SO ORDERED August 24, 2012.



Raymond Mallel, President  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California

1 KAMALA D. HARRIS  
Attorney General of California  
2 FRANK H. PACOE  
Supervising Deputy Attorney General  
3 CHAR SACHSON  
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8 **BEFORE THE**  
9 **BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2012-344

13 **ALEX WILLIAMS**  
14 **605 Front Street**  
15 **Santa Cruz, CA 95060**

OAH No. 2011120971

16 **Registered Nurse License No. 524009**

17 **STIPULATED SETTLEMENT AND**  
18 **DISCIPLINARY ORDER**

19 Respondent.

20 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-  
21 entitled proceedings that the following matters are true:

22 **PARTIES**

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24 Board of Registered Nursing. She brought this action solely in her official capacity and is  
25 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by  
26 Char Sachson, Deputy Attorney General.

27 2. Respondent Alex Williams (Respondent) is represented in this proceeding by attorney  
28 Mark Cohen, whose address is: U.S. Bank Building, 39510 Paseo Padre Parkway, Suite 190,  
Fremont, CA 94538-4716.

3. On or about July 23, 1996, the Board of Registered Nursing issued Registered Nurse  
License No. 524009 to Alex Williams (Respondent). The Registered Nurse License was in full

1 force and effect at all times relevant to the charges brought in Accusation No. 2012-344 and will  
2 expire on September 30, 2013, unless renewed.

### 3 JURISDICTION

4 4. Accusation No. 2012-344 was filed before the Board of Registered Nursing (Board),  
5 Department of Consumer Affairs, and is currently pending against Respondent. The Accusation  
6 and all other statutorily required documents were properly served on Respondent on December 6,  
7 2011. Respondent timely filed his Notice of Defense contesting the Accusation.

8 5. A copy of Accusation No. 2012-344 is attached as exhibit A and incorporated herein  
9 by reference.

### 10 ADVISEMENT AND WAIVERS

11 6. Respondent has carefully read, fully discussed with counsel, and understands the  
12 charges and allegations in Accusation No. 2012-344. Respondent has also carefully read, fully  
13 discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary  
14 Order.

15 7. Respondent is fully aware of his legal rights in this matter, including the right to a  
16 hearing on the charges and allegations in the Accusation; the right to be represented by counsel at  
17 his own expense; the right to confront and cross-examine the witnesses against him; the right to  
18 present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel  
19 the attendance of witnesses and the production of documents; the right to reconsideration and  
20 court review of an adverse decision; and all other rights accorded by the California  
21 Administrative Procedure Act and other applicable laws.

22 8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and  
23 every right set forth above.

### 24 CULPABILITY

25 9. Respondent admits the truth of each and every charge and allegation in Accusation  
26 No. 2012-344.

27 10. Respondent agrees that his Registered Nurse License is subject to discipline and he  
28 agrees to be bound by the Board's probationary terms as set forth in the Disciplinary Order below.

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**DISCIPLINARY ORDER**

IT IS HEREBY ORDERED that Registered Nurse License No. 524009 issued to Respondent Alex Williams (Respondent) is revoked. However, the revocation is stayed and Respondent is placed on probation for three (3) years on the following terms and conditions.

**Severability Clause.** Each condition of probation contained herein is a separate and distinct condition. If any condition of this Order, or any application thereof, is declared unenforceable in whole, in part, or to any extent, the remainder of this Order, and all other applications thereof, shall not be affected. Each condition of this Order shall separately be valid and enforceable to the fullest extent permitted by law.

1. **Obey All Laws.** Respondent shall obey all federal, state and local laws. A full and detailed account of any and all violations of law shall be reported by Respondent to the Board in writing within seventy-two (72) hours of occurrence. To permit monitoring of compliance with this condition, Respondent shall submit completed fingerprint forms and fingerprint fees within 45 days of the effective date of the decision, unless previously submitted as part of the licensure application process.

**Criminal Court Orders:** If Respondent is under criminal court orders, including probation or parole, and the order is violated, this shall be deemed a violation of these probation conditions, and may result in the filing of an accusation and/or petition to revoke probation.

2. **Comply with the Board's Probation Program.** Respondent shall fully comply with the conditions of the Probation Program established by the Board and cooperate with representatives of the Board in its monitoring and investigation of the Respondent's compliance with the Board's Probation Program. Respondent shall inform the Board in writing within no more than 15 days of any address change and shall at all times maintain an active, current license status with the Board, including during any period of suspension.

Upon successful completion of probation, Respondent's license shall be fully restored.

3. **Report in Person.** Respondent, during the period of probation, shall appear in person at interviews/meetings as directed by the Board or its designated representatives.

4. **Residency, Practice, or Licensure Outside of State.** Periods of residency or

1 practice as a registered nurse outside of California shall not apply toward a reduction of this  
2 probation time period. Respondent's probation is tolled, if and when he resides outside of  
3 California. Respondent must provide written notice to the Board within 15 days of any change of  
4 residency or practice outside the state, and within 30 days prior to re-establishing residency or  
5 returning to practice in this state.

6 Respondent shall provide a list of all states and territories where he has ever been licensed  
7 as a registered nurse, vocational nurse, or practical nurse. Respondent shall further provide  
8 information regarding the status of each license and any changes in such license status during the  
9 term of probation. Respondent shall inform the Board if he applies for or obtains a new nursing  
10 license during the term of probation.

11 **5. Submit Written Reports.** Respondent, during the period of probation, shall submit  
12 or cause to be submitted such written reports/declarations and verification of actions under  
13 penalty of perjury, as required by the Board. These reports/declarations shall contain statements  
14 relative to Respondent's compliance with all the conditions of the Board's Probation Program.  
15 Respondent shall immediately execute all release of information forms as may be required by the  
16 Board or its representatives.

17 Respondent shall provide a copy of this Decision to the nursing regulatory agency in every  
18 state and territory in which he has a registered nurse license.

19 **6. Function as a Registered Nurse.** Respondent, during the period of probation, shall  
20 engage in the practice of registered nursing in California for a minimum of 24 hours per week for  
21 6 consecutive months or as determined by the Board.

22 For purposes of compliance with the section, "engage in the practice of registered nursing"  
23 may include, when approved by the Board, volunteer work as a registered nurse, or work in any  
24 non-direct patient care position that requires licensure as a registered nurse.

25 The Board may require that advanced practice nurses engage in advanced practice nursing  
26 for a minimum of 24 hours per week for 6 consecutive months or as determined by the Board.

27 If Respondent has not complied with this condition during the probationary term, and  
28 Respondent has presented sufficient documentation of his good faith efforts to comply with this

condition, and if no other conditions have been violated, the Board, in its discretion, may grant an extension of Respondent's probation period up to one year without further hearing in order to comply with this condition. During the one year extension, all original conditions of probation shall apply.

7. **Employment Approval and Reporting Requirements.** Respondent shall obtain prior approval from the Board before commencing or continuing any employment, paid or voluntary, as a registered nurse. Respondent shall cause to be submitted to the Board all performance evaluations and other employment related reports as a registered nurse upon request of the Board.

Respondent shall provide a copy of this Decision to his employer and immediate supervisors prior to commencement of any nursing or other health care related employment.

In addition to the above, Respondent shall notify the Board in writing within seventy-two (72) hours after he obtains any nursing or other health care related employment. Respondent shall notify the Board in writing within seventy-two (72) hours after he is terminated or separated, regardless of cause, from any nursing, or other health care related employment with a full explanation of the circumstances surrounding the termination or separation.

8. **Supervision.** Respondent shall obtain prior approval from the Board regarding Respondent's level of supervision and/or collaboration before commencing or continuing any employment as a registered nurse, or education and training that includes patient care.

Respondent shall practice only under the direct supervision of a registered nurse in good standing (no current discipline) with the Board of Registered Nursing, unless alternative methods of supervision and/or collaboration (e.g., with an advanced practice nurse or physician) are approved.

Respondent's level of supervision and/or collaboration may include, but is not limited to the following:

(a) **Maximum** - The individual providing supervision and/or collaboration is present in the patient care area or in any other work setting at all times.

(b) **Moderate** - The individual providing supervision and/or collaboration is in the patient

1 care unit or in any other work setting at least half the hours Respondent works.

2 (c) Minimum - The individual providing supervision and/or collaboration has person-to-  
3 person communication with Respondent at least twice during each shift worked.

4 (d) Home Health Care - If Respondent is approved to work in the home health care  
5 setting, the individual providing supervision and/or collaboration shall have person-to-person  
6 communication with Respondent as required by the Board each work day. Respondent shall  
7 maintain telephone or other telecommunication contact with the individual providing supervision  
8 and/or collaboration as required by the Board during each work day. The individual providing  
9 supervision and/or collaboration shall conduct, as required by the Board, periodic, on-site visits to  
10 patients' homes visited by Respondent with or without Respondent present.

11 9. **Employment Limitations.** Respondent shall not work for a nurse's registry, in any  
12 private duty position as a registered nurse, a temporary nurse placement agency, a traveling nurse,  
13 or for an in-house nursing pool.

14 Respondent shall not work for a licensed home health agency as a visiting nurse unless the  
15 registered nursing supervision and other protections for home visits have been approved by the  
16 Board. Respondent shall not work in any other registered nursing occupation where home visits  
17 are required.

18 Respondent shall not work in any health care setting as a supervisor of registered nurses.  
19 The Board may additionally restrict Respondent from supervising licensed vocational nurses  
20 and/or unlicensed assistive personnel on a case-by-case basis.

21 Respondent shall not work as a faculty member in an approved school of nursing or as an  
22 instructor in a Board approved continuing education program.

23 Respondent shall work only on a regularly assigned, identified and predetermined  
24 worksite(s) and shall not work in a float capacity.

25 If Respondent is working or intends to work in excess of 40 hours per week, the Board may  
26 request documentation to determine whether there should be restrictions on the hours of work.

27 10. **Complete a Nursing Course(s).** Respondent, at his own expense, shall enroll and  
28 successfully complete a course(s) relevant to the practice of registered nursing no later than six



1 months prior to the end of his probationary term.

2 Respondent shall obtain prior approval from the Board before enrolling in the course(s).  
3 Respondent shall submit to the Board the original transcripts or certificates of completion for the  
4 above required course(s). The Board shall return the original documents to Respondent after  
5 photocopying them for its records.

6 11. **Cost Recovery.** Respondent shall pay to the Board costs associated with its  
7 investigation and enforcement pursuant to Business and Professions Code section 125.3 in the  
8 amount of \$8,574.00. Respondent shall be permitted to pay these costs in a payment plan  
9 approved by the Board, with payments to be completed no later than three months prior to the end  
10 of the probation term.

11 If Respondent has not complied with this condition during the probationary term, and  
12 Respondent has presented sufficient documentation of his good faith efforts to comply with this  
13 condition, and if no other conditions have been violated, the Board, in its discretion, may grant an  
14 extension of Respondent's probation period up to one year without further hearing in order to  
15 comply with this condition. During the one year extension, all original conditions of probation  
16 will apply.

17 12. **Violation of Probation.** If Respondent violates the conditions of his probation, the  
18 Board after giving Respondent notice and an opportunity to be heard, may set aside the stay order  
19 and impose the stayed discipline (revocation/suspension) of Respondent's license.

20 If during the period of probation, an accusation or petition to revoke probation has been  
21 filed against Respondent's license or the Attorney General's Office has been requested to prepare  
22 an accusation or petition to revoke probation against Respondent's license, the probationary  
23 period shall automatically be extended and shall not expire until the accusation or petition has  
24 been acted upon by the Board.

25 13. **License Surrender.** During Respondent's term of probation, if he ceases practicing  
26 due to retirement, health reasons or is otherwise unable to satisfy the conditions of probation,  
27 Respondent may surrender his license to the Board. The Board reserves the right to evaluate  
28 Respondent's request and to exercise its discretion whether to grant the request, or to take any

1 other action deemed appropriate and reasonable under the circumstances, without further hearing.  
2 Upon formal acceptance of the tendered license and wall certificate, Respondent will no longer be  
3 subject to the conditions of probation.

4 Surrender of Respondent's license shall be considered a disciplinary action and shall  
5 become a part of Respondent's license history with the Board. A registered nurse whose license  
6 has been surrendered may petition the Board for reinstatement no sooner than the following  
7 minimum periods from the effective date of the disciplinary decision:

8 (1) Two years for reinstatement of a license that was surrendered for any reason other  
9 than a mental or physical illness; or

10 (2) One year for a license surrendered for a mental or physical illness.

11 14. **Physical Examination.** Within 45 days of the effective date of this Decision,  
12 Respondent, at his expense, shall have a licensed physician, nurse practitioner, or physician  
13 assistant, who is approved by the Board before the assessment is performed, submit an  
14 assessment of the Respondent's physical condition and capability to perform the duties of a  
15 registered nurse. Such an assessment shall be submitted in a format acceptable to the Board. If  
16 medically determined, a recommended treatment program will be instituted and followed by the  
17 Respondent with the physician, nurse practitioner, or physician assistant providing written reports  
18 to the Board on forms provided by the Board.

19 If Respondent is determined to be unable to practice safely as a registered nurse, the  
20 licensed physician, nurse practitioner, or physician assistant making this determination shall  
21 immediately notify the Board and Respondent by telephone, and the Board shall request that the  
22 Attorney General's office prepare an accusation or petition to revoke probation. Respondent shall  
23 immediately cease practice and shall not resume practice until notified by the Board. During this  
24 period of suspension, Respondent shall not engage in any practice for which a license issued by  
25 the Board is required until the Board has notified Respondent that a medical determination  
26 permits Respondent to resume practice. This period of suspension will not apply to the reduction  
27 of this probationary time period.

28 If Respondent fails to have the above assessment submitted to the Board within the 45-day

1 requirement, Respondent shall immediately cease practice and shall not resume practice until  
2 notified by the Board. This period of suspension will not apply to the reduction of this  
3 probationary time period. The Board may waive or postpone this suspension only if significant,  
4 documented evidence of mitigation is provided. Such evidence must establish good faith efforts  
5 by Respondent to obtain the assessment, and a specific date for compliance must be provided.  
6 Only one such waiver or extension may be permitted.

7 **15. Participate in Treatment/Rehabilitation Program for Chemical Dependence.**

8 Respondent, at his expense, shall successfully complete during the probationary period or shall  
9 have successfully completed prior to commencement of probation a Board-approved  
10 treatment/rehabilitation program of at least six months duration. As required, reports shall be  
11 submitted by the program on forms provided by the Board. If Respondent has not completed a  
12 Board-approved treatment/rehabilitation program prior to commencement of probation,  
13 Respondent, within 45 days from the effective date of the decision, shall be enrolled in a program.  
14 If a program is not successfully completed within the first nine months of probation, the Board  
15 shall consider Respondent in violation of probation.

16 Based on Board recommendation, each week Respondent shall be required to attend at least  
17 one, but no more than five 12-step recovery meetings or equivalent (e.g., Narcotics Anonymous,  
18 Alcoholics Anonymous, etc.) and a nurse support group as approved and directed by the Board.  
19 If a nurse support group is not available, an additional 12-step meeting or equivalent shall be  
20 added. Respondent shall submit dated and signed documentation confirming such attendance to  
21 the Board during the entire period of probation. Respondent shall continue with the recovery plan  
22 recommended by the treatment/rehabilitation program or a licensed mental health examiner  
23 and/or other ongoing recovery groups.

24 **16. Abstain from Use of Psychotropic (Mood-Altering) Drugs.** Respondent shall  
25 completely abstain from the possession, injection or consumption by any route of all controlled  
26 substances and all psychotropic (mood altering) drugs, including alcohol, except when the same  
27 are ordered by a health care professional legally authorized to do so as part of documented  
28 medical treatment. Respondent shall have sent to the Board, in writing and within fourteen (14)

1 days, by the prescribing health professional, a report identifying the medication, dosage, the date  
2 the medication was prescribed, the Respondent's prognosis, the date the medication will no  
3 longer be required, and the effect on the recovery plan, if appropriate.

4 Respondent shall identify for the Board a single physician, nurse practitioner or physician  
5 assistant who shall be aware of Respondent's history of substance abuse and will coordinate and  
6 monitor any prescriptions for Respondent for dangerous drugs, controlled substances or mood-  
7 altering drugs. The coordinating physician, nurse practitioner, or physician assistant shall report  
8 to the Board on a quarterly basis Respondent's compliance with this condition. If any substances  
9 considered addictive have been prescribed, the report shall identify a program for the time limited  
10 use of any such substances.

11 The Board may require the single coordinating physician, nurse practitioner, or physician  
12 assistant to be a specialist in addictive medicine, or to consult with a specialist in addictive  
13 medicine.

14 **17. Submit to Tests and Samples.** Respondent, at his expense, shall participate in a  
15 random, biological fluid testing or a drug screening program which the Board approves. The  
16 length of time and frequency will be subject to approval by the Board. Respondent is responsible  
17 for keeping the Board informed of Respondent's current telephone number at all times.  
18 Respondent shall also ensure that messages may be left at the telephone number when he is not  
19 available and ensure that reports are submitted directly by the testing agency to the Board, as  
20 directed. Any confirmed positive finding shall be reported immediately to the Board by the  
21 program and Respondent shall be considered in violation of probation.

22 In addition, Respondent, at any time during the period of probation, shall fully cooperate  
23 with the Board or any of its representatives, and shall, when requested, submit to such tests and  
24 samples as the Board or its representatives may require for the detection of alcohol, narcotics,  
25 hypnotics, dangerous drugs, or other controlled substances.

26 If Respondent has a positive drug screen for any substance not legally authorized and not  
27 reported to the coordinating physician, nurse practitioner, or physician assistant, and the Board  
28 files a petition to revoke probation or an accusation, the Board may suspend Respondent from

1 practice pending the final decision on the petition to revoke probation or the accusation. This  
2 period of suspension will not apply to the reduction of this probationary time period.

3 If Respondent fails to participate in a random, biological fluid testing or drug screening  
4 program within the specified time frame, Respondent shall immediately cease practice and shall  
5 not resume practice until notified by the Board. After taking into account documented evidence  
6 of mitigation, if the Board files a petition to revoke probation or an accusation, the Board may  
7 suspend Respondent from practice pending the final decision on the petition to revoke probation  
8 or the accusation. This period of suspension will not apply to the reduction of this probationary  
9 time period.

10 18. **Mental Health Examination.** Respondent shall, within 45 days of the effective date  
11 of this Decision, have a mental health examination including psychological testing as appropriate  
12 to determine his capability to perform the duties of a registered nurse. The examination will be  
13 performed by a psychiatrist, psychologist or other licensed mental health practitioner approved by  
14 the Board. The examining mental health practitioner will submit a written report of that  
15 assessment and recommendations to the Board. All costs are the responsibility of Respondent.  
16 Recommendations for treatment, therapy or counseling made as a result of the mental health  
17 examination will be instituted and followed by Respondent.

18 If Respondent is determined to be unable to practice safely as a registered nurse, the  
19 licensed mental health care practitioner making this determination shall immediately notify the  
20 Board and Respondent by telephone, and the Board shall request that the Attorney General's  
21 office prepare an accusation or petition to revoke probation. Respondent shall immediately cease  
22 practice and may not resume practice until notified by the Board. During this period of  
23 suspension, Respondent shall not engage in any practice for which a license issued by the Board  
24 is required, until the Board has notified Respondent that a mental health determination permits  
25 Respondent to resume practice. This period of suspension will not apply to the reduction of this  
26 probationary time period.

27 If Respondent fails to have the above assessment submitted to the Board within the 45-day  
28 requirement, Respondent shall immediately cease practice and shall not resume practice until

1 notified by the Board. This period of suspension will not apply to the reduction of this  
2 probationary time period. The Board may waive or postpone this suspension only if significant,  
3 documented evidence of mitigation is provided. Such evidence must establish good faith efforts  
4 by Respondent to obtain the assessment, and a specific date for compliance must be provided.  
5 Only one such waiver or extension may be permitted.


6 19. **Therapy or Counseling Program.** Respondent, at his expense, shall participate in  
7 an on-going counseling program until such time as the Board releases him from this requirement  
8 and only upon the recommendation of the counselor. Written progress reports from the counselor  
9 will be required at various intervals.

10 20. **Physical Examination.** Within 45 days of the effective date of this decision,  
11 respondent, at his/her expense, shall have a licensed physician, nurse practitioner, or physician  
12 assistant, who is approved by the Board before the assessment is performed, submit an  
13 assessment of the respondent's physical condition and capability to perform the duties of a  
14 registered nurse. Such an assessment shall be submitted in a format acceptable to the Board. If  
15 medically determined, a recommended treatment program will be instituted and followed by the  
16 respondent with the physician, nurse practitioner, or physician assistant providing written reports  
17 on forms provided by the Board.

18 ACCEPTANCE

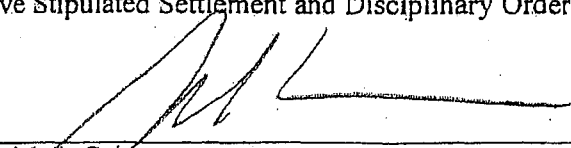
19 I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully  
20 discussed it with my attorney, Mark Cohen. I understand the stipulation and the effect it will  
21 have on my Registered Nurse License. I enter into this Stipulated Settlement and Disciplinary  
22 Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order  
23 of the Board of Registered Nursing.

24  
25 DATED: 6/8/12

  
26 ALEX WILLIAMS  
27 Respondent  
28

1 I have read and fully discussed with Respondent Alex Williams the terms and conditions  
2 and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve  
3 its form and content.

4 DATED: 6-11-12

  
Mark Cohen  
Attorney for Respondent

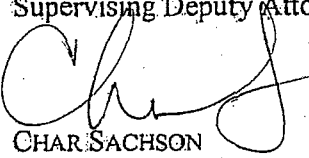
6  
7 ENDORSEMENT

8 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully  
9 submitted for consideration by the Board of Registered Nursing of the Department of Consumer  
10 Affairs.

11 Dated: 6/11/12

Respectfully submitted,

13 KAMALA D. HARRIS  
Attorney General of California  
14 FRANK H. PACOE  
Supervising Deputy Attorney General

15   
16 CHAR SACHSON  
17 Deputy Attorney General  
Attorneys for Complainant

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28

**Exhibit A**

**Accusation No. 2012-344**



1 KAMALA D. HARRIS  
Attorney General of California  
2 FRANK H. PACOE  
Supervising Deputy Attorney General  
3 CHAR SACHSON  
Deputy Attorney General  
4 State Bar No. 161032  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
Telephone: (415) 703-5558  
6 Facsimile: (415) 703-5480  
*Attorneys for Complainant*

7  
8 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
10 **STATE OF CALIFORNIA**

11 In the Matter of the Accusation Against:

Case No.

12 **ALEX WILLIAMS, A.K.A. ALEX RALPH**  
13 **WILLIAMS**  
14 **605 Front Street**  
**Santa Cruz, CA 95060**

ACCUSATION **2012-344**

15 **Registered Nurse License No. 524009**

16 Respondent.

17  
18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her  
21 official capacity as the Executive Officer of the Board of Registered Nursing, Department of  
22 Consumer Affairs.

23 2. On or about July 23, 1996, the Board of Registered Nursing issued Registered Nurse  
24 License Number 524009 to Alex Williams, a.k.a. Alex Ralph Williams (Respondent). The  
25 Registered Nurse License will expire on on September 30, 2013, unless renewed.

26 **JURISDICTION**

27 3. This Accusation is brought before the Board of Registered Nursing (Board),  
28 Department of Consumer Affairs, under the authority of the following laws. All section

1 references are to the Business and Professions Code unless otherwise indicated.

2 4. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent  
3 part, that the Board may discipline any licensee, including a licensee holding a temporary or an  
4 inactive license, for any reason provided in Article 3 (commencing with section 2750) of the  
5 Nursing Practice Act.

6 5. Section 2761 of the Code states:

7 "The board may take disciplinary action against a certified or licensed nurse or deny an  
8 application for a certificate or license for any of the following:

9 "(a) Unprofessional conduct, . . ."

10 6. Section 2762 of the Code states:

11 "In addition to other acts constituting unprofessional conduct within the meaning of this  
12 chapter [the Nursing Practice Act], it is unprofessional conduct for a person licensed under this  
13 chapter to do any of the following:

14 "(a) Obtain or possess in violation of law, or prescribe, or except as directed by a licensed  
15 physician and surgeon, dentist, or podiatrist administer to himself or herself, or furnish or  
16 administer to another, any controlled substance as defined in Division 10 (commencing with  
17 Section 11000) of the Health and Safety Code or any dangerous drug or dangerous device as  
18 defined in Section 4022.

19 "(b) Use any controlled substance as defined in Division 10 (commencing with Section  
20 11000) of the Health and Safety Code, or any dangerous drug or dangerous device as defined in  
21 Section 4022, or alcoholic beverages, to an extent or in a manner dangerous or injurious to  
22 himself or herself, any other person, or the public or to the extent that such use impairs his or her  
23 ability to conduct with safety to the public the practice authorized by his or her license.

24 "(c) Be convicted of a criminal offense involving the prescription, consumption, or  
25 self-administration of any of the substances described in subdivisions (a) and (b) of this section,  
26 or the possession of, or falsification of a record pertaining to, the substances described in  
27 subdivision (a) of this section, in which event the record of the conviction is conclusive evidence  
28 thereof.

"(d) Be committed or confined by a court of competent jurisdiction for intemperate use of or addiction to the use of any of the substances described in subdivisions (a) and (b) of this section, in which event the court order of commitment or confinement is prima facie evidence of such commitment or confinement.

"(e) Falsify, or make grossly incorrect, grossly inconsistent, or unintelligible entries in any hospital, patient, or other record pertaining to the substances described in subdivision (a) of this section."

7. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license.

8. Code section 4060 provides, in pertinent part, that no person shall possess any controlled substance, except that furnished upon a valid prescription/drug order.

9. Health and Safety Code section 11173(a) states, in pertinent part, that no person shall obtain or attempt to obtain controlled substances, or procure or attempt to procure the administration of or prescription for controlled substances by fraud, deceit, misrepresentation or subterfuge.

10. Health and Safety Code section 11170 provides that no person shall prescribe, administer, or furnish a controlled substance for himself or herself.

11. Health and Safety Code section 11377, in pertinent part, makes it unlawful to possess any controlled substance in Schedule II, subdivision (d), without a prescription.

12. Section 118, subdivision (b), of the Code provides that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

## COST RECOVERY

13. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

1 DRUGS

2 14. Ativan is a brand of Lorazepam, a Schedule IV controlled substance as designated by  
3 Health and Safety Code section 11057(d)(13) and is a dangerous drug per Code section 4022. It  
4 is a benzodiazepine, muscle relaxant and anti-convulsant.

5 15. Dilaudid is a brand of hydromorphone hydrochloride, a Schedule II controlled  
6 substance as designated by Health and Safety Code section 11055(b) and a dangerous drug as  
7 designated by Business and Professions Code section 4022, used for pain relief.

8 16. Morphine is a Schedule II controlled substance as designated by Health and Safety  
9 Code section 11055(b)(1)(M), and a dangerous drug as designated by Business and Professions  
10 Code section 4022. It is used to treat moderate to severe pain.

11 17. Norco is the brand name for a compound of acetaminophen and hydrocodone  
12 bitartrate, a Schedule III controlled substance as designated by Health and Safety Code section  
13 11056(e)(4) and a dangerous drug as designated by Business and Professions Code section 4022,  
14 used for pain relief.

15 FIRST CAUSE FOR DISCIPLINE

16 (FORGERY OF PRESCRIPTIONS)

17 18. Respondent is subject to disciplinary action under sections 2761(a), 2762(a), 2762(b)  
18 and/or 2762(e) in that Respondent forged prescriptions for Norco. The circumstances are that on  
19 January 8, 2010 and again on February 10, 2010, Respondent, an employee of Watsonville  
20 Community Hospital in Watsonville, California, forged prescriptions for Norco, and presented  
21 them to Nob Hill Pharmacy located at 777 1st Street, Santa Cruz, California. The prescriptions  
22 listed the prescribers as Watsonville Community Hospital physicians, and listed the patient as  
23 "Brian Brewster," a pseudonym for Respondent. Respondent was arrested by Gilroy Police on  
24 March 6, 2010.

25 SECOND CAUSE FOR DISCIPLINE

26 (ILLEGALLY OBTAIN OR POSSESS CONTROLLED SUBSTANCES)

27 19. Respondent is subject to disciplinary action under Code section 2762(a), and/or  
28 section 4060, and Health and Safety Code sections 11377 and/or 11173(a) in that while on duty as

1 a registered nurse at Watsonville Community Hospital in Watsonville, California, Respondent  
2 illegally obtained and/or possessed controlled substances as follows:

3 20. Patient 1. On or about December 5, 2009 at 11:51, Respondent withdrew 4 mg of  
4 morphine for Patient 1 from the hospital Pyxis<sup>1</sup>. Respondent failed to document administration or  
5 disposition of the morphine.

6 21. Patient 2. On or about December 28, 2009 at 22:08, Respondent withdrew 2 mg of  
7 Dilaudid from the hospital Pyxis. Respondent administered .5 mg of the Dilaudid to Patient 2,  
8 but failed to document administration or disposition of the remaining 1.5 mg of the Dilaudid.  
9 Further, Patient 2 had no orders to receive Dilaudid.

10 22. Patient 2. On or about December 28, 2009 at 22:09, Respondent withdrew 2 mg of  
11 Ativan from the hospital Pyxis. Respondent failed to document administration or disposition of  
12 the Ativan.

13 23. Patient 3. On or about January 11, 2010 at 18:05, Respondent withdrew 2 mg of  
14 Dilaudid from the hospital Pyxis. Respondent failed to document administration or disposition of  
15 the Dilaudid. Further, Patient 3 had no orders to receive Dilaudid.

16 24. Patient 3. On or about January 11, 2010 at 19:32, Respondent withdrew 2 mg of  
17 Dilaudid from the hospital Pyxis. Respondent documented wastage of 1 mg of the Dilaudid but  
18 failed to document administration or disposition of the remaining 1 mg of Dilaudid.

19 THIRD CAUSE FOR DISCIPLINE

20 (FALSIFY, OR MAKE GROSSLY INCORRECT, GROSSLY INCONSISTENT, OR  
21 UNINTELLIGIBLE ENTRIES IN ANY PATIENT RECORD)

22 25. Respondent is subject to disciplinary action under Code section 2762(e), in that while  
23 on duty as a registered nurse at Watsonville Community Hospital in Watsonville, California,  
24 Respondent falsified, made grossly incorrect, grossly inconsistent, or unintelligible entries in  
25 hospital and patient records, as alleged above in paragraphs 19 through 24.

26 ///

27 \_\_\_\_\_  
28 <sup>1</sup> Pyxis is a hospital computerized medication storage system.

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FOURTH CAUSE FOR DISCIPLINE  
(UNPROFESSIONAL CONDUCT)

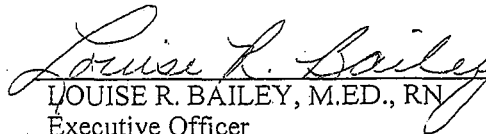
26. Respondent is subject to disciplinary action under section 2761(a) in that he acted unprofessionally as alleged above in paragraphs 19 through 24.

PAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 524009, issued to Alex Williams, a.k.a. Alex Ralph Williams;
2. Ordering Alex Williams a.k.a. Alex Ralph Williams to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3;
3. Taking such other and further action as deemed necessary and proper.

DATED: December 06, 2011

  
LOUISE R. BAILEY, M.ED., RN  
Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
Complainant

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